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9 Attorneys for Plaintiff
UNITED STATES OF AMERICA

11 UNITED STATES DISTRICT COURT

12 FOR THE CENTRAL DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 ERICK OVIED ESTRADA, ET AL.,

17 **ERICK OVIED ESTRADA (#1),**

18 **ARIAN ALANI (#2),**

19 **CASEYA CHANEL BROWN (#5), and**

20 **ZOILA MICHELLE ESTRADA (#6),**

21 Defendants.

No. CR 2:23-564-MWF-1,2,5,6

STIPULATION REGARDING REQUEST FOR
(1) CONTINUANCE OF TRIAL DATE AND
(2) FINDINGS OF EXCLUDABLE TIME
PERIODS PURSUANT TO SPEEDY TRIAL
ACT

CURRENT TRIAL DATE: 1/16/2024

PROPOSED TRIAL DATE: 11/12/2024

CURRENT SC DATE: 12/4/2023

PROPOSED SC DATE: 10/7/2024

22
23 Plaintiff United States of America, by and through its counsel
24 of record, the United States Attorney for the Central District of
25 California and Assistant United States Attorney MiRi Song, and
26 defendants Erick Oved Estrada (#1) ("E. ESTRADA"), Arian Alani (#2)
27 ("ALANI"), Caseya Chanel Brown (#5) ("BROWN"), and Zoila Michelle
28 Estrada (#6) ("Z. ESTRADA"), (collectively, "defendants"), both

1 individually and by and through their respective counsel of record,
2 Andy Beltran and John F. Kelly; Deputy Federal Public Defender
3 Shannon M. Coit; Robert M. Helfend; and Carlos L. Juárez,
4 (collectively, the "parties"), hereby stipulate as follows:

5 1. The Indictment in this case was filed on November 15, 2023.
6 Defendants E. ESTRADA, ALANI, Gilberto Marquez (#4) ("MARQUEZ), and
7 Z. ESTRADA first appeared before a judicial officer of the court in
8 which the charges in this case were pending on November 22, 2023.
9 The Speedy Trial Act, 18 U.S.C. § 3161, originally required that the
10 trial commence as to defendants E. ESTRADA, ALANI, MARQUEZ, and Z.
11 ESTRADA on or before January 31, 2024.

12 2. Defendant BROWN was a fugitive until she self-surrendered
13 on December 1, 2023. The Speedy Trial Act, 18 U.S.C. § 3161,
14 originally required that the trial commence as to defendant BROWN on
15 or before February 9, 2024.

16 3. Defendant Tomas Marquez-Ruiz (#3) ("MARQUEZ-RUIZ") was a
17 fugitive until he was apprehended and first appeared before a
18 judicial officer of the court in which charges in this case were
19 pending on December 19, 2023. The Speedy Trial Act, 18 U.S.C.
20 § 3161, originally required that the trial commence as to defendant
21 MARQUEZ-RUIZ on or before February 27, 2024

22 4. On November 22, 2023, the Court set a trial date of January
23 16, 2024 and a status conference date of December 4, 2023 as to
24 defendants E. ESTRADA, ALANI, MARQUEZ, and Z. ESTRADA.

25 5. On December 1, 2023, the Court set a trial date of January
26 23, 2024 and a status conference date of December 11, 2023 as to
27 defendant BROWN.

28 //

1 6. On December 19, 2023, the Court set a trial date of
2 February 13, 2024 and a status conference date of January 8, 2024 as
3 to defendant MARQUEZ-RUIZ.

4 7. Defendants E. ESTRADA, ALANI, and MARQUEZ are currently
5 detained. Defendants BROWN and Z. ESTRADA were granted bail.
6 Defendant MARQUEZ-RUIZ is under home confinement. The parties
7 estimate that the trial in this matter will last approximately
8 fourteen days. All defendants are joined for trial and a severance
9 has not been granted.

10 8. By this stipulation, defendants move to continue the trial
11 date to November 12, 2024 and the status conference date to October
12 7, 2024. This is the first request for a continuance.

13 9. Defendants request the continuance based upon the following
14 facts, which the parties believe demonstrate good cause to support
15 the appropriate findings under the Speedy Trial Act:

16 a. Defendants are charged with violation(s) of 21 U.S.C.
17 §§ 846, 841(a)(1) (Distribution of Controlled Substances and
18 Conspiracy) and/or 18 U.S.C. § 1957 (Transactional Money Laundering).
19 The government has produced discovery to the defense, including
20 laboratory reports, reports of investigations, photographs, audio and
21 video recordings, transcripts, police reports, and investigative
22 process applications and returns. There is additional discovery that
23 is outstanding and that requires a protective order, which the
24 parties are in the process of applying for with this Court.

25 b. Defense counsel for defendant E. ESTRADA provides the
26 following conflicts: (1) United States v. Balderas, case no. 23-mj-
27 4191-BLM, identity and removal hearing on January 4, 2024; (2) People
28 v. Cabrera, case no. CN449139, pretrial on January 5, 2024;

(3) United States v. Enriquez, case no. 23-CR-1495-BAS, hearing on January 8, 2024; (4) United States v. Villa, case no. 23-CR-2395-LAB, supervised release hearing on January 11, 2024; (5) United States v. Acevedo, case no. 23-CR-01814-CAB, motion hearing set for January 12, 2024; (6) People v. Moreno, case no. CD299974, sentencing on January 16, 2024; (7) People v. Ballesteros, case no. 23NF0257, pretrial conference on January 17, 2024; (8) People v. Cabrera, case no. CN449139, hearing on January 18, 2024; (9) United States v. Chavez, case no. 23-CR-1698-JLS, sentencing on January 24, 2024; (10) People v. Perez, case no. CD300197, hearing on January 31, 2024; (11) People v. Martinez, case no. GA115559, hearing on February 8, 2024; (12) United States v. Gutierrez, case no. 23-CR-1291-MH, hearing on February 12, 2024; and (13) United States v. Zapata, case no. 23-CR-1358-JO, sentencing on February 26, 2024. Accordingly, counsel represents that he will not have the time that he believes is necessary to prepare to try this case on the current trial date.

c. Defense counsel for defendant ALANI provides the following conflicts: (1) United States v. Palone, case no. 23-cr-467, December 19, 2023, single-defendant, wire fraud case, estimated trial length: two days; (2) United States v. Santacruz, case no. 23-cr-49, January 9, 2024, single-defendant, mail theft case, estimated trial length: three days; (3) United States v. Garcia Solis, case no. 23-cr-242, January 9, 2024, single-defendant, identity fraud case, estimated trial length: four days; (4) United States v. Bedard, case no. 23-cr-427, February 13, 2024, multi-defendant, gun case, estimated trial length: one week; (5) United States v. Chavez, case no. 23-cr-67, March 19, 2024, single-defendant, gun case, estimated trial length: two weeks; (6) United States v. Guerra, case no. 23-cr-

260, April 2, 2024, multi-defendant, gun case, estimated trial length: four days; (7) United States v. Naeem, case no. 23-PO-00158-MAA, May 2, 2024, single-defendant, misdemeanor, estimated trial length: two days; (8) United States v. Malcolm, case no. 23-cr-88, June 4, 2024, single-defendant, gun case, estimated trial length: three days; and (9) United States v. Diamantides-Abel, case no. 23-cr-461, December 10, 2024, multi-defendant, campaign fraud, estimated trial length: two weeks.. Accordingly, counsel represents that she will not have the time that she believes is necessary to prepare to try this case on the current trial date.

d. Defense counsel for defendant BROWN provides the following conflicts: (1) People v. Jonathan Parker, case no. YA103780, 187, jury trial scheduled for January 13, 2024; (2) People v. Jaime Torres, case no. 2020033595, 288, jury trial scheduled for January 18, 2024; (3) United States v. Clutario, case no. 2:23-cr-00239-MWF, jury trial scheduled for January 23, 2024; (4) People v. Anthony Quiroz, case no. BA479328, 187, jury trial scheduled for January 27, 2024; (5) People v. Anthony Quiroz, case no. BA485238, 187, jury trial scheduled for February 7, 2024; (6) United States v. Gabriel Murga Bucio, case no. 2:23-cr-00125-MEMF, jury trial currently set for February 16, 2024; (7) United States v. Gabriel Murga Bucio, case no. 2:23-cr-00125-MEMF-2, jury trial scheduled February 26, 2024; and (8) United States v. Emiliya Radford, case no. 5:23-cr-00038-MTT (Middle District of Georgia), jury trial scheduled for June 24, 2024. Accordingly, counsel represents that he will not have the time that he believes is necessary to prepare and will not be available to try this case on the current trial date.

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1 e. Defense counsel for defendant Z. ESTRADA provides the
2 following conflicts: (1) United States v. Keichour, case no. 20-cr-
3 00171-JVS, drugs/guns conspiracy jury trial set for January 30, 2024
4 and estimated to last 1-2 weeks depending on number of co-defendants
5 (no further continuances anticipated); (2) United States v. Pelayo,
6 case no. 22-cr-00238-SSS-2, trial set for March 24, 2024 and
7 estimated to last 6-8 days; (3) United States v. Rosales-Arias, case
8 no. 19-cr-00117-ODW, MS-13 multi-murder jury trial set for March 28,
9 2024 and estimated to last 3-4 weeks (no further continuances
10 anticipated); (4) United States v. Aguirre, case no. 21-cr.00383-GW-
11 1, jury trial set for April 2, 2024 and estimated to last 4 days;
12 (5) United States v. Bazan, case no. 20-CR-0019-CJC-1, multi-
13 defendant drug conspiracy jury trial set for July 23, 2024; and
14 (6) United States v Sanchez, case no. 23-CR-00180-FMO-1, fentanyl
15 death jury trial set for July 30. 2024. Accordingly, counsel
16 represents that he will not have the time that he believes is
17 necessary to prepare to try this case on the current trial date.

18 f. In light of the foregoing, counsel for defendants also
19 represent that additional time is necessary to confer with
20 defendants, conduct and complete an independent investigation of the
21 case, conduct and complete additional legal research including for
22 potential pre-trial motions, review the discovery and potential
23 evidence in the case, and prepare for trial in the event that a
24 pretrial resolution does not occur. Defense counsel represents that
25 failure to grant the continuance would deny them reasonable time
26 necessary for effective preparation, taking into account the exercise
27 of due diligence.

28 //

1 g. Defendants believe that failure to grant the
2 continuance will deny them continuity of counsel and adequate
3 representation.

4 h. The government does not object to the continuance.

5 i. The requested continuance is not based on congestion
6 of the Court's calendar, lack of diligent preparation on the part of
7 the attorney for the government or the defense, or failure on the
8 part of the attorney for the Government to obtain available
9 witnesses.

10 10. For purposes of computing the date under the Speedy Trial
11 Act by which defendants' trial must commence, the parties agree that
12 the time period of January 16, 2024 to November 12, 2024, inclusive,
13 should be excluded pursuant to 18 U.S.C. §§ 3161(h)(7)(A),
14 (h)(7)(B)(i) and (h)(7)(B)(iv) because the delay results from a
15 continuance granted by the Court at defendants' request, without
16 government objection, on the basis of the Court's finding that: (i)
17 the ends of justice served by the continuance outweigh the best
18 interest of the public and defendants in a speedy trial; (ii) failure
19 to grant the continuance would be likely to make a continuation of
20 the proceeding impossible, or result in a miscarriage of justice; and
21 (iii) failure to grant the continuance would unreasonably deny
22 defendant continuity of counsel and would deny defense counsel the
23 reasonable time necessary for effective preparation, taking into
24 account the exercise of due diligence.

25 11. Defendant MARQUEZ, by and through his counsel, stated that
26 he would like to join this stipulation to continue the trial date but
27 has not provided the necessary information to join this stipulation.
28 Nonetheless, the stipulating parties agree that, pursuant to 18

1 U.S.C. § 3161(h)(6), the time period of January 16, 2024 to November
2 12, 2024, inclusive, constitutes a reasonable period of delay for
3 defendants MARQUEZ and MARQUEZ-RUIZ, who are joined for trial with
4 co-defendants, as to whom the time for trial has not run and no
5 motion for severance has been granted.

6 12. Nothing in this stipulation shall preclude a finding that
7 other provisions of the Speedy Trial Act dictate that additional time
8 periods be excluded from the period within which trial must commence.
9 Moreover, the same provisions and/or other provisions of the Speedy
10 Trial Act may in the future authorize the exclusion of additional
11 time periods from the period within which trial must commence.

12 IT IS SO STIPULATED.

13 Dated: December 19, 2023

Respectfully submitted,

14 E. MARTIN ESTRADA
United States Attorney

15 MACK E. JENKINS
16 Assistant United States Attorney
Chief, Criminal Division

17
18 /s/ MiRi Song
MIRI SONG
19 Assistant United States Attorney

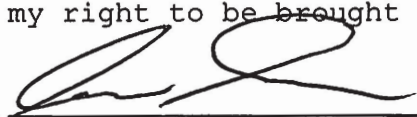
20 Attorneys for Plaintiff
UNITED STATES OF AMERICA
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1 I am ERICK OVIED ESTRADA's attorney. I have carefully discussed
2 every part of this stipulation and the continuance of the trial date
3 with my client. I have fully informed my client of his Speedy Trial
4 rights. To my knowledge, my client understands those rights and
5 agrees to waive them. I believe that my client's decision to give up
6 the right to be brought to trial earlier than November 12, 2024 is an
7 informed and voluntary one.

8 /s/ with email authorization on 1/8/24 1/8/24

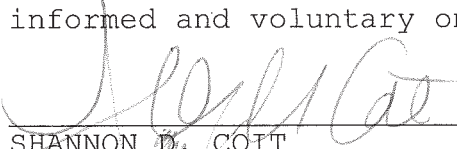
9 ANDY BELTRAN Date
10 JOHN F. KELLY
11 Attorneys for Defendant
12 ERICK OVIED ESTRADA (#1)

13 I have read this stipulation and have carefully discussed it
14 with my attorney. I understand my Speedy Trial rights. I
15 voluntarily agree to the continuance of the trial date, and give up
16 my right to be brought to trial earlier than November 12, 2024.

17 
18 ERICK OVIED ESTRADA
19 Defendant


20 Date 1/5/24

1 I am ARIAN ALANI's attorney. I have carefully discussed every
2 part of this stipulation and the continuance of the trial date with
3 my client. I have fully informed my client of his Speedy Trial
4 rights. To my knowledge, my client understands those rights and
5 agrees to waive them. I believe that my client's decision to give up
6 the right to be brought to trial earlier than November 12, 2024 is an
7 informed and voluntary one.

8 
9 SHANNON D. COIT
10 Deputy Federal Public Defender
11 Attorney for Defendant
12 ARIAN ALANI (#2)

115/24
Date

13 I have read this stipulation and have carefully discussed it
14 with my attorney. I understand my Speedy Trial rights. I
15 voluntarily agree to the continuance of the trial date, and give up
16 my right to be brought to trial earlier than November 12, 2024.

17 
18 ARIAN ALANI
19 Defendant

115/2024
Date

1 I am CASEYA CHANEL BROWN's attorney. I have carefully discussed
2 every part of this stipulation and the continuance of the trial date
3 with my client. I have fully informed my client of her Speedy Trial
4 rights. To my knowledge, my client understands those rights and
5 agrees to waive them. I believe that my client's decision to give up
6 the right to be brought to trial earlier than November 12, 2024 is an
7 informed and voluntary one.

8 
9 ROBERT M. HELFEND
Attorney for Defendant
10 CASEYA CHANEL BROWN (#5)

1-7-24
Date

11
12 I have read this stipulation and have carefully discussed it
13 with my attorney. I understand my Speedy Trial rights. I
14 voluntarily agree to the continuance of the trial date, and give up
15 my right to be brought to trial earlier than November 12, 2024. I
16 understand that I will be ordered to appear in Courtroom 5A of the
17 Federal Courthouse, 350 W. 1st Street, Los Angeles, California on
18 November 12, 2024 at 8:30 a.m.

19 
20 CASEYA CHANEL BROWN
21 Defendant

1/7/24
Date

1 I am ZOILA MICHELLE ESTRADA's attorney. I have carefully
2 discussed every part of this stipulation and the continuance of the
3 trial date with my client. I have fully informed my client of her
4 Speedy Trial rights. To my knowledge, my client understands those
5 rights and agrees to waive them. I believe that my client's decision
6 to give up the right to be brought to trial earlier than November 12,
7 2024 is an informed and voluntary one.

8
9 
CARLOS L. JUÁREZ
Attorney for Defendant
10 ZOILA MICHELLE ESTRADA (#6)

12/28/2023
Date

11
12 I have read this stipulation and have carefully discussed it
13 with my attorney. I understand my Speedy Trial rights. I
14 voluntarily agree to the continuance of the trial date, and give up
15 my right to be brought to trial earlier than November 12, 2024. I
16 understand that I will be ordered to appear in Courtroom 5A of the
17 Federal Courthouse, 350 W. 1st Street, Los Angeles, California on
18 November 12, 2024 at 8:30 a.m.

19
20 
ZOILA MICHELLE ESTRADA
21 Defendant

12/28/23

Date